

NOTICE

This slip opinion is subject to formal revision before it is published in an advance sheet of the Ohio Official Reports. Readers are requested to promptly notify the Reporter of Decisions, Supreme Court of Ohio, 65 South Front Street, Columbus, Ohio 43215, of any typographical or other formal errors in the opinion, in order that corrections may be made before the opinion is published.

SLIP OPINION NO. 2008-OHIO-1845

THE STATE OF OHIO, APPELLEE, v. SILVERMAN, APPELLANT.

[Until this opinion appears in the Ohio Official Reports advance sheets, it may be cited as *State v. Silverman*, Slip Opinion No. 2008-Ohio-1845.]

Court of appeals' judgment affirmed on the authority of State v. Fulmer.

(No. 2007-1734 — Submitted March 26, 2008 — Decided April 23, 2008.)

APPEAL from the Court of Appeals for Hamilton County, No. C-060515.

{¶1} The judgment of the court of appeals is affirmed on the authority of *State v. Fulmer*, 117 Ohio St.3d 319, 2008-Ohio-936, 883 N.E.2d 1052.

MOYER, C.J., and PFEIFER, LUNDBERG STRATTON, O'CONNOR, O'DONNELL, LANZINGER, and CUPP, JJ., concur.

Joseph T. Deters, Hamilton County Prosecuting Attorney, and Scott M. Heenan, Assistant Prosecuting Attorney, for appellee.

Rubenstein & Thurman, L.P.A., Inc., and Scott A. Rubenstein, for appellant.
